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Patent
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Thomas Kipps, et al.

Serial No.: 08/982,272

Filed: December 1, 1997

For: NOVEL EXPRESSION VECTORS
CONTAINING ACCESSORY MOLECULE
LIGAND GENES AND THEIR USE FOR
IMMUNOMODULATION AND
TREATMENT OF MALIGNANCIES AND
AUTOIMMUNE DISEASE

Group Art Unit: 1644

Examiner: P. Gambel

TECH CENTER

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Office Action Summary mailed June 8, 2000, Applicants submit the following response:

The Examiner required the election of a single disclosed species, stating that "these species are distinct because their structures, interactions, modes of action are different." Applicants wish to elect species A) CD40 ligand alone as the accessory molecule ligand. Applicants understand that should a generic claim be held allowable, Applicants will be entitled to consideration of claims to

SD-152773.1

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

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additional species that are written in dependent form or otherwise include all the limitations of an allowed generic claim, as provided by 37 CFR 1.141.

A petition for a one month extension of time is enclosed herewith. Should the Examiner find that a telephonic interview is in order, he is invited to telephone the undersigned.

Respectfully submitted,

LYON & LYON LLP

Dated: July 31, 2000

By: Sheryl R. Silverstein
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